



Tyngsborough Board of Health

Town Hall

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Frederick Wendt, Chairman

Bernadette Harper

Christopher Mellen

Sheila Perrault, Vice-Chairman

Patricia Quinn

Board of Health Meeting Minutes

April 11, 2011

Members Present: Frederick Wendt, Sheila Perrault, Christopher Mellen, Patricia Quinn, Bernadette Harper

Also Present: Kerri C. Oun – Health Agent, Karen Steeves – Administrative Assistant

Meeting Opened

6:00 P.M.

6:10 P.M. Meeting Opened

CM: Motion to open meeting

PQ: 2nd the motion

Voting **Yes – 5** **Opposed – 0**

6:11 P.M. Minutes presented for the March 14, 2011 meeting

CM: Motion to approve the minutes from March 14, 2011 as presented

PQ: 2nd the motion

Voting **Yes – 5** **Opposed – 0**

Agenda Items

6:12 P.M. **Covanta Mercury Shed** – Dan Harty was present to answer questions and to present materials for the Mercury Recycling Program..

FW asked Dan Harty if there are sheds that come with liner on the floor in case of a breakage of fluorescent light bulbs. Dan Harty said he had never seen one but the Town can pick and choose any kind of sheds. He recommended Post Woodwork company because he can order directly from the company. Once the Town has chosen the shed, Karen can send him an email and he will order the shed and the shed will be delivered to the location specified.

Dan Harty has done many outreach including earth days and advertisement in the papers. He has promotional materials for his outreach programs including digital thermometers, beach balls, etc and has promoted “Keep Mercury from Rising”. He presented a booklet on schools cleanout in Tyngsborough that was done by Cuoco & Cormier. Once the Town accepted the shed, Dan Harty can also be available four times a year to collect Mercury light bulbs from the residents as well as businesses.

6:35 Stonehedge Inn - Peter Nicosia (PN), legal representative and Levent Bozkurt (LB), owner of Stonehedge Inn were present to request a variance for the swimming pool and spa with regard to Order dated March 15, 2011.

FW made a statement that the Board wants a clear understanding of the matter before making any decision. He went over the 8 violations listed and wanted to know what the difficulties are for Stonehedge Inn to comply with the order. PN claimed any violations that are structural are grandfathered. Swimming pool was built 17 years ago in 1994 and the regulation was adopted in 1998. Structural repairs cause hardship and financial burden on the owner because the repairs would required the pool and spa to be shut down and the underground piping to be dug up and re-done. PN asked the Board to inspect the pool before making any decisions and due to cost sensitive matter, wanted the decision in writing instead of coming before the Board. The Board agreed. LB claimed he has compromised and against his lawyer's advice, has put in the depth marking and the contrasting colors on the edge of the steps and edges. The work cost him \$10,000. PN claimed that the door is in compliance because the door is always locked unless the spa or pool is in use. LB claimed his CPO has recently quit but he has hired a new CPO. The Board wanted to schedule an inspection of the pool on Saturday. LB informed the Board that he will be on vacation for 5 days starting this coming Friday. The Board wanted a professional pool guy to be available during the inspection just in case any questions arise.

7:30 Merrimac Landing Condominiums

Cheryl Mananhan, Attorney for Merrimac Landing Condominiums, sent letter to Board of Appeals that a suit will be file if the Town does not provide trash service to the Condominiums.

8:00 P.M. Meeting Ajourned

SP: Motioned to adjourn.

PQ: 2nd the motion.

Voting Yes – 5 Opposed - 0

Respectfully for the Board of Health
Kerri C. Oun
Health Agent